IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 16455 of 2006

DATE OF DECISION: 17.10.2006

Harmesh Bhalla ....Petitioner

Versus

State of Punjab and others ....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr. M.L.Sachdeva, Advocate
for the petitioner.

J.S. Khehar, J. (oral)

Through the instant writ petition, the petitioner seeks a writ in the nature of mandamus so as to direct the respondents to grant the petitioner a step up in his pay on completion of 32 years of service under the Assured Career Progression Scheme. It is the contention of the learned counsel for the petitioner that on the issue in hand the petitioner had addressed a legal notice to the respondents dated 23.5.2006 (Annexure P6). It is, however, submitted that no decision has been taken thereon till date.

Learned counsel for the petitioner states that the petitioner will be satisfied if the instant writ petition is disposed of with a direction to respondent No.2 i.e. the Director, Public Instruction (Secondary Education), Punjab, requiring him to take a final decision on the legal notice dated 23.5.2006 (Annexure P6).

Notice of motion.

On our asking, Mr. Ashok Aggarwal, Additional Advocate

General, Punjab, accepts notice on behalf of respondents No.1 to 3. Learned counsel for the respondents states that he has no objection to the disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioner.

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition by directing respondent No.2 i.e. the Director, Public Instruction (Secondary Education), Punjab, to take a final decision on the legal notice dated 23.5.2006 (Annexure P6), by passing a well reasoned speaking order within three months from the date of receipt of a certified copy of this order. In case the petitioners is found entitled to any monetary benefits, the same shall be calculated and released to him within a further period of one month.

Disposed of accordingly.

Order dasti, on payment of usual charges.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

October 17, 2006.
vig